



JC10R PCT/PTO 19 FEB 2002

BOX PCT  
PATENT  
2059-0103P

IN THE U.S. PATENT AND TRADEMARK OFFICE

APPLICANT: Harold G. BROWN et al.

INTERNATIONAL APPL. NO.: PCT/US00/02328

APPL. NO.: 09/890,425

Conf.: Unknown

FILED: July 31, 2001

FOR: A PHARMACEUTICAL COMPOSITION  
OF COMPLEX CARBOHYDRATES AND  
ESSENTIAL OILS AND METHODS OF  
USING THE SAME

LETTER SUBMITTING ADDITIONAL DOCUMENTS FOR  
ENTERING NATIONAL PHASE FOR A PCT APPLICATION

BOX PCT  
Assistant Commissioner for Patents  
Washington, DC 20231

February 19, 2002

Sir:

Under the provisions of 37 C.F.R. § 1.494 or 37 C.F.R. § 1.495, attached hereto are the following additional items necessary for entering the national phase in connection with the above-identified PCT international application.

- Executed Declaration and Power of Attorney.  
 Original       Photocopy  
 The specification attached to the executed Declaration and Power of Attorney is a true copy of the specification which was filed in the U.S. Patent and Trademark Office on July 31, 2001, including any amendments thereto (if applicable) filed on even date therewith.

The undersigned hereby declares that "Attorney Docket No. 2059-0103P" on page 1 of the attached inventors' Declaration corresponds to Appl. No. 09/890,425 filed July 31, 2001 entitled "A PHARMACEUTICAL COMPOSITION OF COMPLEX CARBOHYDRATES AND ESSENTIAL OILS AND METHODS OF USING THE SAME."

English language specification, claims, and Abstract with ( ) sheets of drawings.

Applicant claims small entity status under 37 C.F.R. § 1.27.

Attached is a copy of the Notification of Missing Requirements (Formalities Letter).

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No extension fee is required because the undersigned has not yet received the Notification of Missing Requirements (Formalities Letter). However, if for some reason it is determined that an extension of time is necessary, applicant hereby respectfully petitions for an extension of time for the filing of the present paper in accordance with the provisions of 37 C.F.R. § 1.136 and 37 C.F.R. § 1.17.

Applicant(s) hereby respectfully petitions for three (3) month(s) extension of time for the filing of the present paper in accordance with the provisions of 37 C.F.R. § 1.136 and 37 C.F.R. § 1.17. The required fee of \$460.00 is attached hereto.

The Government Filing Surcharge in the amount of \$65.00 in accordance with 37 C.F.R. §§ 1.494 and 1.492 was previously paid for concurrently with the filing of the application on July 31, 2001.

- Submitted concurrently herewith under separate cover for recording is an Assignment.
- A Fee of \$0.00 to cover the increase in fees of the filing Surcharge is enclosed.
- Check(s) in the amount of \$460.00 to cover the above-mentioned fees is/are enclosed.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

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By   
\_\_\_\_\_  
Marc S. Weiner, #32,181

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

MSW/sh  
2059-0103P

Attachments

(Rev. 12/03/01)



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
United States Patent and Trademark Office  
Washington, D.C. 20591-0001  
www.uspto.gov

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/890425	BROWN	H 2059-0103P
		INTERNATIONAL APPLICATION NO.
		PCT/US00/02328
		I.A. FILING DATE      PRIORITY DATE
		01 FEB 00      01 FEB 99
DATE MAILED: 19 SEP 2001		

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as  a Designated Office (37 CFR 1.494)  an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee.  Indication of Small Entity Status.  
 Copy of the international application.  Translation of the international application into English.  
 Oath or Declaration of inventors(s).  Translation of Article 19 amendments into English.  
 Copy of Article 19 amendments.  Other:  
 Priority Document.  
 The International Preliminary Examination Report in English and its Annexes, if any.  
 Translation of Annexes to the International Preliminary Examination Report into English.

2.  Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.

- U.S. Basic National Fee.  Copy of the international application.

3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.  
 b. The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.  
 c. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).  
 d. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.  
 e. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.  
 f. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

4. Additional claim fees of \$ \_\_\_\_\_ as a  large entity  small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

5.  Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO/920.

**ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

6. If box 3a or 3c is checked, a translation of the Annexes **MUST** be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.

7.  The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

Enclosed:  PCT/DO/EO/917       Notice of Defective Translation  
 PTO-875       PCT/DO/EO/920

Charlotta A. Sank, Paralegal

Telephone: 703-305-3734